

**JEFFERY CARLOS HALE,
ON BEHALF OF HIMSELF
AND ALL OTHERS
SIMILARLY SITUATED,**

V.

Defendant.

By: James P. Jones
United States District Judge

All coalbed methane gas (“CBM”) claimants who were identified by CNX Gas Company, LLC (“CNX”) in filings with the Virginia Gas and Oil Board as unleased owners of CBM estate

interests and for whom CNX has applied, as of the later of the date of this Court's class certification order or the resolution of an interlocutory appeal of such order, pursuant to Virginia Code § 45.1-361.22:2(A), for the release of funds held in escrow or internally, and all such gas claimants who have received distributions from escrow or directly from CNX as a result of a judicial determination of ownership or agreement between September 23, 2010 and January 1, 2016. "Gas claimants" is as defined by Virginia Code § 45.1-361.1.

The Class excludes (a) CNX, (b) any person who serves as a judge in this civil action and his/her spouse, (c) any individuals who have received a Court-supervised accounting of CNX's CBM royalty payments into escrow or internal suspense, and (d) any person who operates a CBM well in Virginia and any person who holds a working interest in a CBM well operated by CNX in Virginia.

3. Jeffrey Carlos Hale is appointed as Class representative;

4. The following law firms are appointed jointly as Class counsel:

Lieff Cabraser Heimann & Bernstein, LLP; Daniel Coker Horton & Bell, P.A.; Glubiak Law Office; Neal & Harwell, PLC; Law Offices of Richard R. Barrett, PLLC; Barrett Law Group, P.A.; and The White Law Office; and

5. The Motion for Hearing (ECF No. 505) is DENIED.

ENTER: March 29, 2017

/s/ James P. Jones

United States District Judge